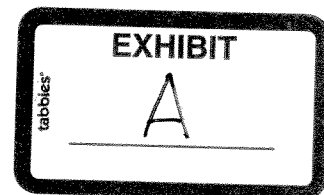


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IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

W. A. DREW EDMONDSON, in his)
capacity as ATTORNEY GENERAL)
OF THE STATE OF OKLAHOMA and)
OKLAHOMA SECRETARY OF THE)
ENVIRONMENT C. MILES TOLBERT,))
in his capacity as the)
TRUSTEE FOR NATURAL RESOURCES))
FOR THE STATE OF OKLAHOMA,)
)
Plaintiff,)
)
vs.) 4:05-CV-00329-TCK-SAJ
)
TYSON FOODS, INC., et al,)
)
Defendants.)

VOLUME I OF THE VIDEOTAPED
30(b)(6) DEPOSITION OF TEENA GUNTER, produced
as a witness on behalf of the Defendants in the
above styled and numbered cause, taken on the 27th
day of August, 2008, in the City of Oklahoma City,
County of Oklahoma, State of Oklahoma, before me,
Lisa A. Steinmeyer, a Certified Shorthand Reporter,
duly certified under and by virtue of the laws of
the State of Oklahoma.



1 Q Okay. Do you know if those inspections were
2 made available to the defendants in this litigation?

3 A They were in the files.

4 Q They were in the files, okay. Do you know
5 whether the NPDS permits for L & G Farms contains 11:13AM
6 any limitations on nutrient discharges?

7 A It's under the general permit for Oklahoma,
8 which contained requirements for animal waste
9 management plans, as well as best management
10 practices and numerous items. 11:13AM

11 Q Are there any other poultry CAFOs in the
12 Illinois River watershed other than L & G Farms
13 currently?

14 A Not that I'm aware of currently.

15 Q Okay. Other than the Kendall Country Farms, 11:14AM
16 are you aware of any CAFOs in the IRW historically?

17 A We have two that are currently licensed as
18 state CAFOs, not as NPDS.

19 Q Okay. Who are those?

20 A Cobb-Vantress, Three Springs Farm. 11:14AM

21 Q Okay, and who is the second one?

22 A Winner Poultry and Dairy.

23 Q Do you know what integrator the Winner
24 Poultry and Dairy farm is associated with?

25 A He does not currently have any birds. 11:15AM

1 Q Okay. Did ODAFF use those studies to identify
2 potential contributors to the degradation of water
3 quality?

4 A That information was typically not that
5 specific.

12:07PM

6 Q Okay. Do you know of any poultry operations
7 in the Illinois River watershed that have been
8 subject to this provision, this 9-202, or the
9 current version?

10 A Not that I'm aware of.

12:07PM

11 Q Okay, and that's time immemorial from the
12 enactment of the CAFO Act to the present time?

13 A I made inquiries of people that have been
14 involved with the program over the years, and no one
15 could remember one.

12:07PM

16 Q Okay. So there's not ever been a poultry
17 operation in the Illinois River watershed not
18 subject to the CAFO Act that's been designated as a
19 CAFO?

20 MR. LENNINGTON: Objection, asked and
21 answered.

12:07PM

22 A Based on my interviews of everyone that would
23 have known that.

24 Q Okay.

25 MR. HAMMONS: Philip, it's 12:05.

12:08PM